

**BEFORE THE BOARD OF DENTAL EXAMINERS
OF THE STATE OF IOWA**

IN THE MATTER OF:)

GARY L. WEBER, D.D.S.)
734 Kitterman Circle)
Norwalk, IA 50211)

**STIPULATION AND
CONSENT ORDER**

License #6077)

Respondent)

On this 23rd day of August, 2002, the Iowa Board of Dental Examiners and Gary L. Weber, D.D.S., 734 Kitterman Circle, Norwalk, Iowa, each hereby agree with the other and stipulate as follows:

The licensee disciplinary hearing scheduled to commence before the Iowa Board of Dental Examiners on the 17th day of October, 2002, on the allegations specified in the Statement of Charges which is attached to the Notice of Hearing dated July 9, 2002, shall be resolved without proceeding to hearing, as the parties have agreed to the following Stipulation and Consent Order:

1. That Respondent was issued a license to practice dentistry on the 1st day of July, 1975, as evidenced by License Number 6077, which is recorded in Book D, Page 6, of the permanent records in the office of the Iowa Board of Dental Examiners.

2. That Iowa Dental License Number 6077 is currently pending renewal and on probationary status pursuant to Stipulation and Consent Order entered into between Respondent and the Board dated April 2nd, 2002.
3. That the Iowa Board of Dental Examiners has jurisdiction over the parties and subject matter herein.
4. A Notice of Hearing and Statement of Charges was filed against Respondent on July 9, 2002.

THEREFORE IT IS HEREBY ORDERED that Respondent's license to practice dentistry in the State of Iowa is hereby indefinitely suspended effective the date of this Order.

SECTION I.

- 1) Prior to a license reinstatement hearing being scheduled, Respondent must submit documentation to the Board detailing successful compliance with the following:
 - a. Successful completion of a Board approved in-patient evaluation/treatment program.
 - b. A recommendation from a Board approved evaluation/treatment program that Respondent can safely return to the practice of dentistry.
 - c. Successful documented compliance with all continued care recommendations made by the evaluating/treatment facility.
 - d. Successful documented compliance with all terms and conditions set forth in Respondent's April 2, 2002, Stipulation and Consent Order for a minimum of thirty (30) days.

- 2) If the Board determines that Respondent has complied with the provisions of Paragraph 1, above, Respondent may apply to the Board for reinstatement of his dental license. The reinstatement proceeding shall be governed by the provisions of 650 Iowa Administrative Code 51.34.

SECTION II.

- 1) The Respondent acknowledges that he has read in its entirety the foregoing Stipulation and Consent Order and that he understands its content and that he executed the Order freely, voluntarily, and with no mental reservation whatsoever.
- 2) This Stipulation and Consent Order constitutes the resolution of a contested case proceeding. By entering into this Stipulation and Consent Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Charges, and waives any objection to the terms of this Stipulation and Consent Order.
- 3) The Respondent acknowledges that he has the right to be represented by counsel in this matter.
- 4) The Respondent understands that this Order is a public record and is therefore subject to inspection and copying by members of the public.
- 5) The Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.
- 6) The Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured him, in any way whatsoever, to execute this Order.

- 7) The Respondent shall fully and promptly comply with all Orders of the Board and the statutes and rules regulating the practice of dentistry in Iowa. Any violation of the terms of this Order is grounds for further disciplinary action, upon notice and opportunity for hearing, for failure to comply with an Order of the Board, in accordance with Iowa Code Section 272C.3(2)(a) (2001).
- 8) The Respondent acknowledges that this proposed settlement is subject to approval of a majority of the full Board. If the Board fails to approve this proposed settlement, it shall be of no force or effect as to either party.
- 9) The Board's approval of this Stipulation and Consent Order shall constitute a FINAL ORDER of the Board.

This Stipulation and Consent Order is voluntarily submitted on this 22nd day of August, 2002.

Gary L. Weber, D.D.S.
Gary L. Weber, D.D.S.
Respondent

Subscribed and Sworn to before me on this ____ day of _____, 2002.

Notary Public in and for the State of
Iowa

This Stipulation and Consent Order is accepted by the Iowa Board of Dental Examiners on this 23rd day of August, 2002.

LeRoy I. Strohmman, D.D.S.
LeRoy I. Strohmman, D.D.S.
Chairperson
Iowa Board of Dental Examiners
400 SW 8th Street, Ste. D
Des Moines, IA 50309

cc: Theresa O'Connell Weeg
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